

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA

WACHOVIA BANK, N.A.,	)	
	)	
Plaintiff/Counterclaim	)	
Defendant,	)	CIVIL ACTION FILE
v.	)	NO. 3:07-CV-993-MHT
	)	
CABANA WEST, L.P.	)	
MILES E. HILL, JR., and	)	
RUDOLPH BEAVER,	)	
	)	
Defendants/Counterclaim	)	
Plaintiffs.	)	

MOTION FOR EXTENSION OF TIME

Cabana West, L.P. ("Cabana West") and Miles Hill have recently filed an Answer in the above-styled action. Absent an extension, the parties in this action are required to prepare and file a Rule 26(f) Report on or before Friday, February 15, 2008. The undersigned counsel for Cabana West and Mr. Hill is appearing as lead counsel in a trial during the week of February 11-15 in the Superior Court of Cobb County, Georgia and is unable to participate in the conferences required before that Rule 26(f) Report may be prepared. Therefore, Cabana West and Mr. Hill request that the Court extend the deadline for filing the Rule 26(f) Report in this action until February 22, 2008.

This 13th day of February, 2008.

Respectfully submitted,

**MORRIS, MANNING & MARTIN, LLP**

By:           /s/ William J. Sheppard            
William J. Sheppard  
Georgia Bar No. 641980  
Admitted Pro Hac Vice

Attorneys for Cabana West  
and Miles Hill

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Defendants/Counterclaim	)	
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CERTIFICATE OF SERVICE

I hereby certify that I have on this day, filed electronically via CM/ECF a true copy of the within and foregoing **MOTION FOR EXTENSION OF TIME** in the appropriate court of jurisdiction, with notice of same being electronically served by the Court, addressed to the following:

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Birmingham, Alabama 35203

This 13th day of February, 2008.

/s/ William J. Sheppard  
William J. Sheppard  
Georgia Bar No. 641980